

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
O.O.C.J.

Summons for Judgment No. 243 of 2005
in
Summary suit No. 5660 of 1998

Bank of India ..Plaintiffs

vs.

Dinesh Devji Parmar ..Defendant

Mr.O.A.Das for plaintiffs
Mr.Neel Helekar for defendant.

CORAM: S.J.VAZIFDAR J.
21st NOVEMBER, 2005

P.C.

. The suit is filed to recover the amount due in respect of the credit card facility granted by the plaintiff to the defendant. Only defence in the suit is that half of the claim is barred by law of limitation. This defence is unfounded. Admittedly, operation of the account continued throughout. The entries/debits of the defendant, though 3 years prior to the filing of the suit, would not be barred in view of Article 1 of the Limitation Act.

. There is no defence to the suit. In the circumstances, summons for judgment is made absolute and the suit is decreed as prayed for.

. Refund as per rules.